

IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF MISSISSIPPI  
SOUTHERN DIVISION

JOHN FLETCHER; ELENA WEBER;  
JERRY WEBER; THOMAS ALFONSO;  
ANNE ALFONSO; and ROBERT ESHER

PLAINTIFFS

V.

CAUSE NO. 1:13CV223-LG-JCG

DIAMONDHEAD COUNTRY CLUB  
AND PROPERTY OWNERS ASSOCIATION  
INC.; MARSHALL KYGER, *in his official  
capacity as President of the Diamondhead  
Country Club and Property Owners  
Association Inc.*; and BOARD OF  
DIRECTORS, *in their official capacities*

DEFENDANTS

JUDGMENT

This matter having come before the Court on the [107] Motion for Summary Judgment filed by Defendants Diamondhead Country Club and Property Owners Association Inc. ("DPOA") and Marshall Kyger in his official capacity as President of the DPOA, the Court, after a full review and consideration of the Motion, the submissions of the parties, and the relevant legal authority finds that in accordance with the Memorandum Opinion and Order [119] entered herewith,

**IT IS ORDERED AND ADJUDGED** that judgment is rendered in favor of Defendants. This action is hereby **DISMISSED WITH PREJUDICE**.

**SO ORDERED AND ADJUDGED** this the 27<sup>th</sup> day of October, 2014.

*s/ Louis Guirola, Jr.*  
LOUIS GUIROLA, JR.  
CHIEF U.S. DISTRICT JUDGE